IN THE HIGH COURT OF UTTARANCHAL AT NAINITAL

Criminal Misc. Appln. No. 244 of 2004

Smt. Pratima, D/o Sri Nand Lal,
R/o 80, Hathibarkala, New Cantt Road,
Dehradun

…… Applicant

Versus

1. State of Uttaranchal
2. Judicial Magistrate –I, Haridwar.
3. A.C.J.M. –I, Haridwar.
4. Special Judicial Magistrate – II, Haridwar,
5. A.C.J.M. –I, Dehradun
6. Sushil Kumar, S/o late Sri Pyare Lal
7. Smt. Ram Dulari W/o late Sri Pyare Lal,
   Both 6 & 7 R/o 271, Nathan Garh,
   Thana- Jwalapur, District Haridwar.

……. Respondents

Mr. B.P. Nautiyal, Advocate for the Applicant.
Mr. Vivek Shukla, Advocate for respondent Nos. 6&7.

Hon. Prafulla C. Pant, J.

This is a petition moved under Section 482 of the Code of Criminal Procedure, 1973 for directing respondent Nos. 2, 3, 4 and 5 for getting decided the criminal cases pending before them.

Heard learned counsel for the parties and perused the certified copy of the compromise dated 14.10.2003 (Annexure 1), entered between the parties. Learned counsel for the parties admitted that this compromise was entered into between the parties during the pendency of the divorce petition moved by the husband. The divorce petition has already been decided through Lok Adalat in terms of the compromise dated 14.10.2003. Learned counsel for the parties also agree that this petition under Section 482 of the Code may be allowed in view of the

compromise entered into between the parties and all the cases mentioned in the petition may be disposed and the criminal proceedings pending between the parties be quashed.

In the interest of justice and in view of the compromise entered into between the parties, all the criminal proceedings pertaining to criminal case No. 448 of 2003 under Section 147, 148, 149, 323, 504, 506 of the I.P.C; criminal case No. 1859 of 2001 (old No. 800 of 2000) under Section 323, 324, 452, 504, 506 of the I.P.C.; Criminal case No. 11 of 2003 under Section 323, 504, 506 of the I.P.C. and criminal case No. 73 of 2003 under Section 406 of the I.P.C., if pending, are quashed.

The Criminal Misc. Application No. 244 of 2004 stands disposed of, accordingly.

(Prafulla C. Pant, J.)

Dt. 23rd December, 2005.
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